



PECFA POST



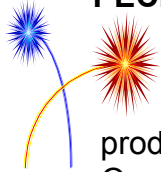
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PECFA WELCOMES CORY NETTLES AS THE NEW SECRETARY OF THE DEPARTMENT OF COMMERCE



Secretary Cory Nettles is an attorney and spent part of his career specializing in product liability and commercial litigation at the Quarles & Brady law firm in Milwaukee. At Quarles & Brady, Secretary Nettles represented diverse corporate and non-profit clients in real estate, environmental, employment and labor matters both on the state and national level. He is a board member of the Milwaukee Urban League and the Legal Action of Wisconsin, Inc., chair of the trustee board of the New Hope Missionary Baptist Church, a member of the State Bar of Wisconsin's Board of Governors and Finance Committee, and chair of the Bar's Strategic Planning Committee. Secretary Nettles graduated from Lawrence University in 1992 and received a law degree from the University of Wisconsin Law School in 1996. He and his wife Michelle live in Whitefish Bay.

Please join us in welcoming Secretary Cory Nettles to the Department of Commerce!

PECFA WELCOMES OSCAR HERRERA AS THE NEW BUREAU DIRECTOR

We are pleased to introduce Oscar Herrera as the new Director of the Bureau of PECFA. Mr. Herrera brings a wealth of expertise to PECFA, including significant experience within government agencies, a strong knowledge of environmental programs and an economic background including invaluable knowledge related to maximum utilization of grants and loans.

Appointed by former Governor McCallum as the Secretary of the Department of Regulation and Licensing in 2001, Mr. Herrera was the first Hispanic ever to serve in a Wisconsin Governor's Cabinet. While at DRL, he oversaw an agency that regulates seventy-five professions and twenty-five businesses in Wisconsin; his focus was on the promotion of awareness regarding licensing, new statutes, and ensuring public safety.

Mr. Herrera served as the Director of the Department of Commerce Minority Business Development Bureau from 1999 to 2001. Prior to that, he worked for six years with the Department of Administration as the Director of the Wisconsin Coastal Management Program spearheading its economic development initiative, and assisting with waterfront development in the coastal communities of Wisconsin. This position included the protection of coastal wetlands and shoreline erosion. Prior to immigrating to the United States, Mr. Herrera distributed World Bank loans and headed the Planning Department of 67 companies owned by the Mexican Department of Agriculture.

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Mr. Herrera received his Bachelor's Degree in Economics from the National University of Mexico, a Master's Degree in Continuing and Vocational Education from UW-Madison, and a Ph.D. abd in Economic Development from UW-Madison.

Please join us in welcoming Oscar Herrera to the PECFA Bureau! Mr. Herrera can be reached at 608-266-7605 or Oherrera@commerce.state.wi.us.

WHAT'S THAT SMELL?



Well, it might be petroleum vapors, because it sure isn't spring! If petroleum vapors in buildings are a concern at a site, Commerce highly recommends that consultants review the new "Chemical Vapor Intrusion and Residential Indoor Air" guidance document developed by the Department of Health and Family Services (DFHS) of the Wisconsin Division of Public Health.

This guidance can be a valuable tool for evaluating the vapor intrusion pathway for petroleum and many other contaminants of concern. The guidance covers the mechanisms for vapor intrusion, health impacts, tools for evaluating vapor pathways, modeling, air sampling methods and interpretation, use of screening values, prevention of vapor intrusion and the consideration of vapor intrusion for property redevelopment. The DFHS guidance also offers some comparison and insights into the EPA's draft guidance for vapor intrusion.

DFHS encourages feedback on the guidance from consultants and would like to hear about specific experiences consultants have with vapor sites in Wisconsin. DFHS will update the guidance as needed. Download the 16 page guidance document here: http://www.dhfs.state.wi.us/eh/Air/fs/VI_prof.htm, or go directly to the DFHS website at <http://www.dhfs.state.wi.us/>.

DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY NOTIFICATION

The following is the latest reminder regarding right-of-way notification from the Wisconsin Department of Natural Resources (WDNR) Remediation and Redevelopment (RR) Newsletter.

The Department of Transportation (DOT) is again encountering confusion about the notices of contamination within rights-of-way. Section NR 726.05(2)(b)4, Wis. Admin. Code, requires notification of appropriate units of government when a site closure request is being made with groundwater enforcement standard (ES) exceedences in the right-of-way. For state trunk,

PECFA Post circulation and a request for Topics of Concern

We are continuing to move toward total electronic distribution of the *PECFA Post*. We need your e-mail address if you are not already receiving the Post electronically. Forward your e-mail address to berdman@commerce.state.wi.us. If you do not have e-mail, you may call, (920) 303-5410, or write [Beth Erdman](#) at ERS Division, Bureau of PECFA, 2129 Jackson Street, Oshkosh WI 54901 and request to be placed on a mailing list.

We are always happy to receive suggestions for future *Post* topics or comments on current articles. Please use the e-mail or mailing addresses listed above to submit your suggestion(s) and / or comments to [Beth Erdman](#).

interstate and U.S. highways, DOT has asked that all notifications of contamination within the highway rights-of-way be directed to Shar Te Beest by email at sharlene.tebeest@dot.state.wi.us. The subject line of the email should read "Notification of Contamination within Right of Way". DOT will acknowledge receipt by return email, not by letterhead stationary. DOT requests that all notifications include the following information, in this order: county; highway; site name; site address; WDNR BRRS number; Commerce number; WDNR FID number; owner's name; owner's address; consulting firm; consultant contact; consultant address; consultant phone; consultant fax and consultant e-mail; soil contamination? yes or no; depth to contaminated soil; vertical extent of contaminated soil (from _ feet to _ feet below ground surface); groundwater contamination? yes or no; depth to water table; description of the type(s) of contamination present; brief summary of cleanup activity; attachment with a current plume map for groundwater contamination; attachment with a current plume map for soil contamination. Maps may be submitted as attachments to the email. DOT prefers attachments that are Adobe Acrobat pdf or MS Word documents. If the highway is also a city street, the city should also be notified.

SITE REVIEWER MOBILIZED WITH ARMY NATIONAL GUARD



Will (Woody) Myers, Senior Hydrogeologist with the Bureau of PECFA Site Review Section has been mobilized into active duty with the Army National Guard 229th Engineer Company, Construction Engineer Unit. Platoon Leader Myers is a Second Lieutenant in the Army National Guard. He left on Saturday, February 8th for unit training before possibly heading somewhere in the Middle East. His deployment is expected to last for up to one year.

For sites within the 535-zip code that Woody was working on, please forward your technical questions and calls to either Ralph Smith at 608-261-6543 or Alan Hopfensperger at 608-266-0562 in the Madison office.

SALES TAX EXEMPTION FOR REMEDIATION EQUIPMENT

Recently, inquiries have been made to the Bureau of PECFA Claims Section about reimbursement eligibility for taxes paid on remediation equipment. It should be known that the Wisconsin Department of Revenue considers remediation equipment exempt from both sales tax and property tax; therefore, the PECFA program will not reimburse for these taxes. Please make sure when purchases of remediation equipment are made, that sales tax is not charged.

REMINDERS FROM CLAIM REVIEW

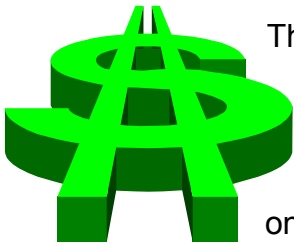
1. For a loan pay-off or change of lender, it is important to get a letter of release from the lender so we can send the check to your current lender. The letter can be sent to our office as soon as the change occurs.
2. We have changed how we handle the initial receipt of claims. Previously, a thorough pre-review was conducted on claims when they were received in our office. You were notified of items that were missing before the claim was put in the review line. Currently, we are trying to speed up the process and we are only doing a cursory pre-review. It is more important than ever to make sure that your claim is COMPLETE when it is submitted for review.

IN REMEMBRANCE OF MILES M. MICKELSON

Miles M. Mickelson, former PECFA program supervisor passed away on Saturday, February 8, 2003 at the age of 51. Miles was involved in the PECFA program from 1989 to 1998, when he was forced to retire due to health complications.

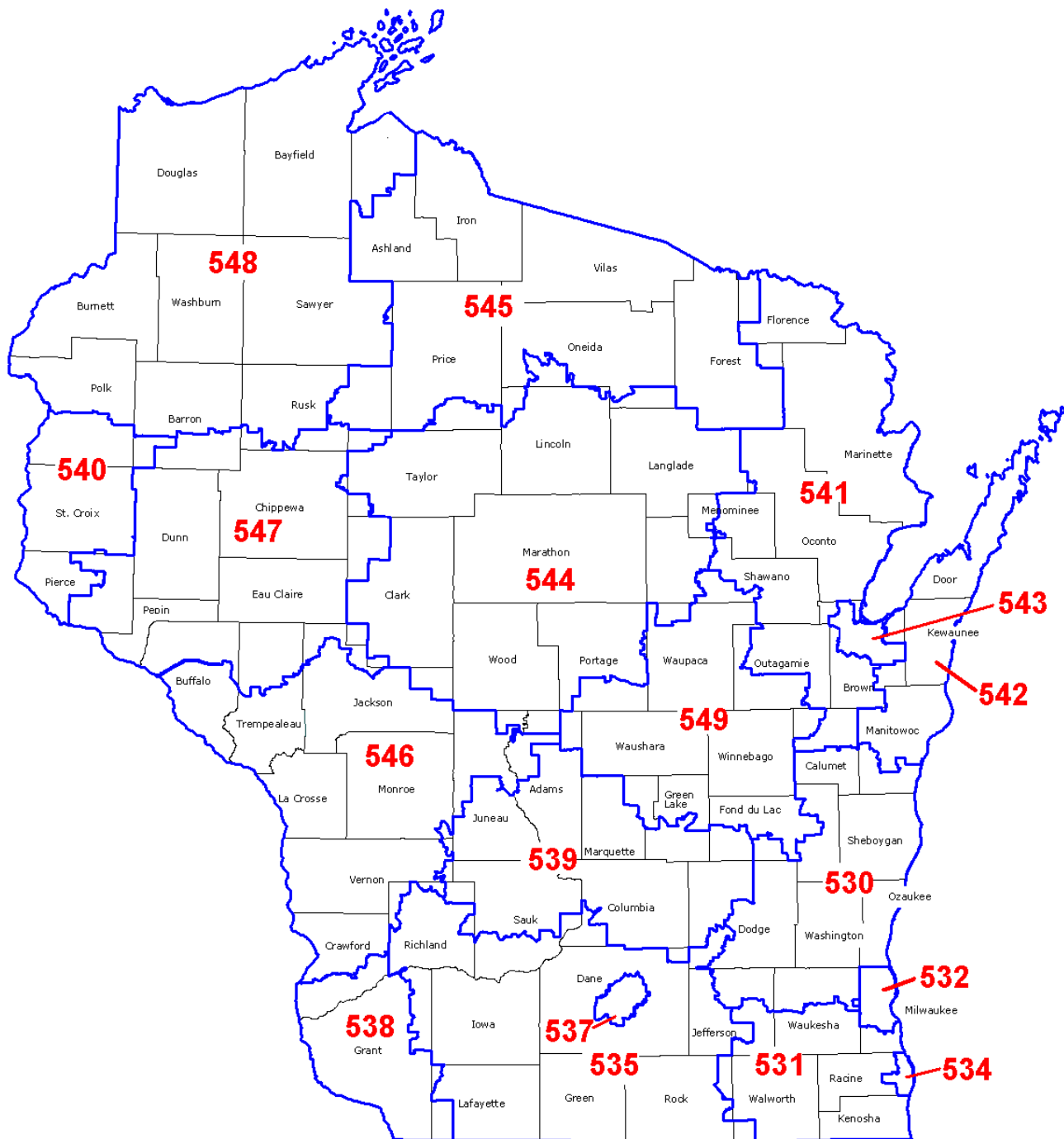
In 1989 and 1990, Miles worked with the petroleum tanks program and traveled around the state promoting the PECFA fund. In 1991, Miles was given the additional responsibility of supervising the Petroleum Tank Registration Program, and in 1992, he was instrumental in the promulgation of ILHR 47. He continued to oversee staff from both programs until 1995, when failing health forced him to take a leave of absence while waiting for kidney and pancreas transplants. Miles returned to work in December 1996 after successful transplant surgery. He supervised both Claim Review and Site Review Sections until his retirement in 1998.

He is survived by his wife, Pam of McFarland and two daughters, Cassandra (Donald) Johnson of Madison and Nicole Mickelson (fiancé, Ryan Nuti) of Edgerton. He is greatly missed by all who knew him.

FREE PUBLICATION!

The PECFA Post is a free quarterly newsletter distributed by the Wisconsin Department of Commerce Bureau of PECFA. The newsletter covers topics submitted by consultants, responsible parties, lenders and other interested parties/stakeholders. The PECFA Post is not copyrighted, therefore, you may make copies. Please refer to the contact and submittal information procedure on the bottom of [page 2](#) if you have comments or suggestions.

PECFA Site Review Zone Coverage Map



PECFA Site Review Zone Contact Information

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